

Message Text

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ACTION AID-59

INFO OCT-01 NEA-14 ISO-00 IGA-02 EB-11 L-03 CPR-02 SCA-01

CIAE-00 INR-11 NSAE-00 RSC-01 SP-03 PER-05 DRC-01

TRSE-00 /114 W

----- 010468

O R 251127Z SEP 74

FM AMEMBASSY ISLAMABAD

TO AMEMBASSY DACCA IMMEDIATE

INFO SECSTATE WASHDC 6901

AMEMBASSY NEW DELHI

AMEMBASSY KATHMANDU

LIMITED OFFICIAL USE ISLAMABAD 9208

E.O. 11652: N/A

TAGS: APER, BG

SUBJECT: AID PRIVILEGES/IMMUNITIES UNDER US-BDG
BILATERAL AGREEMENT

REFERENCE: DACCA 4292

1. IN RESPONSE REFTEL, 1951 BILATERAL AGREEMENT WITH
GOVERNMENT OF PAKISTAN AS AMENDED TO DALM PROVIDES
FOLLOWING PRIVILEGES AND IMMUNITIES FOR AID PERSONNEL:
(A) EXEMPTION FROM PAKISTANI INCOME TAXES WITH
RESPECT TO USG SAVURIES AND NON-PAK INCOME TAXABLE IN US.
(B) DUTY FREE IMPORT PERSONAL, HOUSEHOLD AND
PROFESSIONAL EFFECTS, INCLUDING CAR.
(C) BILATERAL PROVIDES THAT MISSION DIRECTOR AND HIS
STAFF QTE SHALL BE A PART OF THE DIPLOMATIC MISSION OF THE
GOVERNMENT OF THE UNITES STATES IN PAKISTAN UNQTE.

2. WITH EXCEPTION OF DIRECTOR AND DEPUTY, AID EMPLOYEES
ARE NOT INCLUDED ON DIPLOMATIC LIST.

3. BILATERAL CONTAINS NO EXPRESS PROVISION FOR IMMUNITY
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FROM SUIT. HOWEVER, ON BASIS LANGUAGE QUOTED PARA 1 (C)

ABOVE, GOP HAS GENERALLY UPHELD OUR POSITION THUZ USAID
STAFF IMMUNE FROM ALL CIVIL AND CRIMINAL COURT ACTIONS.
THUS MINISTRY OF FOREIGN AFFAIRS HAS ISSUED IMMUNITY
CERTIFICATES STATING THAT USAID OFFICERS ENJOY DIPLOMATIC
IMMUNITY FROM CIVIL AND CRIMINAL PROCESS. IN PRACTICE
THIS IMMUNITY HAS ALSO BEEN EXTENDED TO OFFICERS' FAMILY
MEMBERS.

4. IN VIEW OF URGENCY OF REQUEST, WE HAVE RESPONDED
WITHOUT BENEFIT OF DACCA 949 AND 951, NOT SENT HERE.
DECLNE25 SEPTEMBER 1975. BYROADE

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Message Attributes

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30 JUN 2005

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